

**CITY OF GAUTIER
Business Agenda Item #6
Fact Sheet**

Council Meeting: September 15, 2015
Title: Consideration of a request to remove a 18.5” (in diameter) Southern Magnolia protected tree at 2521 Bayou Oaks Road, Gautier. Donald McHenry, owner

Introduced by:
Contact Person/Telephone Chandra Nicholson 497-8000 Ext. 312

Summary Explanation: Consideration of a request to remove An 18.5” (in diameter) Southern Magnolia protected tree at 2521 Bayou Oaks Road, Gautier. Donald McHenry, owner.

EXHIBITS FOR REVIEW

Resolution	<input checked="" type="checkbox"/>
Ordinance	<input type="checkbox"/>
Contract	<input type="checkbox"/>
Minutes	<input type="checkbox"/>
Plan Maps	<input type="checkbox"/>
Order	<input type="checkbox"/>
Other/Discussion	<input type="checkbox"/>
Submittal Authorization	City Manager

Staff Recommendation:

Approval

Motion Made by:									
Gollott	<input type="checkbox"/>	Martin	<input type="checkbox"/>	Jones	<input type="checkbox"/>	Guillotte	<input type="checkbox"/>	Vaughan	<input type="checkbox"/>
								Anderson	<input type="checkbox"/>
								Colledge	<input type="checkbox"/>

Second Made by:									
Gollott	<input type="checkbox"/>	Martin	<input type="checkbox"/>	Jones	<input type="checkbox"/>	Guillotte	<input type="checkbox"/>	Vaughan	<input type="checkbox"/>
								Anderson	<input type="checkbox"/>
								Colledge	<input type="checkbox"/>

Voted as follows:		Ayes	Nays	Abstained	Absent
Mayor	Gollott	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
At Large	Martin	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 1	Jones	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 2	Guillotte	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 3	Vaughan	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 4	Anderson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 5	Colledge	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Action Taken:

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

RESOLUTION NUMBER 000-2015

A Resolution Declaring That A Necessity Exists For The Removal of a 18.5” (in diameter) Protected Southern Magnolia Tree at 2521 Bayou Oaks Road, Gautier Mississippi

WHEREAS, Section 11.4.5 of the Unified Development Ordinance requires the City Council adopt a resolution finding a necessity for the removal of protected trees; and

WHEREAS, to determine whether a request warrants a finding of necessity, the Council shall consider the Comprehensive Plan, the intent of Section 11.4.5 of the Unified Development Ordinance to preserve protected trees, whether the continued preservation of the tree(s) places a significant hardship on the property owner, the continuation of the tree(s) threatens public safety and welfare, and whether all other options for preservation and/or relocation have been explored and found unsatisfactory; and

WHEREAS, Donald McHenry, owner-occupant of said single-family residential property, must remove a 18.5” (in diameter) Southern Magnolia in the side yard of the property due to the tree’s interference with utility lines; and

WHEREAS, in accordance with Section 11.4.5 of the Unified Development Ordinance, owner-occupants of single-family residential homes are not required to prepare and implement a tree mitigation and preservation plan.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Gautier, Mississippi, that:

Section 1. Finding of Necessity. For the aforesaid reason, this Council hereby finds, determines and declares that a necessity exists with respect to the removal of a protected tree at 2521 Bayou Oaks Road, Gautier, MS 39553, which is a residential property.

Section 2. Effective Date. This Resolution shall be in full force and effect from and immediately upon its adoption.

Motion made by **BLANK**, seconded by **BLANK** and the following vote was recorded:

AYES:

NAYS:

DULY ADOPTED this 15th day of September, 2015 by the City Council of Gautier, Mississippi.

Mayor Gordon Gollott

ATTEST:

City Clerk
Cynthia Russell